

## PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of *Burbank et al.*

Examiner: C. A. Marmor, II

For: **ELECTROSURGICAL BIOPSY DEVICE  
AND METHOD**

Group Art Unit: 3736

Serial No.: 10/650,027

Filed: August 27, 2003

TRANSMITTAL

Atty. Docket No.: R0367-00302

## CERTIFICATE OF MAILING/FACSIMILE PURSUANT TO 37 C.F.R. §1.8

I hereby certify that this (these) papers are being sent by facsimile to (707) 872-3306, addressed to Examiner C.A. Marmor, II, at Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on September 14, 2004, in San Francisco, CA.

Anne Marie Leary

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

- Transmitted herewith for filing in the above-identified patent application is an Amendment and Response to Office Action Mailed 06/15/2004 and Terminal Disclaimer by Attorney.
- Claim Fee Calculation

No additional claim fee is required.

☒ Amendment increases number of claims or multiple dependencies.

## Additional Claim Fee Calculation

| Category           | Count | Formula | Multiplier | Fee   | Total |
|--------------------|-------|---------|------------|-------|-------|
| Independent Claims | 2201  | 5-4-    | 1 x        | \$43= | \$ 43 |
| Total Claims       | 2202  | 33-31-  | 2 x        | \$9=  | \$ 18 |

Fees Due ..... \$ 61

- Additional fees: Terminal Disclaimer fee under 37 CFR 1.20(d).....\$55

Total Fees Due ..... \$116

- Payment of Fees

Enclosed is a check for the total fees due in the amount of \_\_\_\_\_.

☒ The Commissioner is authorized to charge any additional fees and to credit any overpayment of fees which may be required under 37 C.F.R. §1.16 or §1.17, to Deposit Account No 04-1679, referencing Atty. Docket No. R0367-00302.  
A duplicate copy of this document is enclosed.

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11/18/2004 DLILES 00000027 041679 10650027

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02 FC:2202 18.00 DA  
03 FC:2201 385.00 DA